

Rule Summaries:

Title 19: Rules Governing the Arkansas Poultry Feeding Operations Registration Program.

Title 19 was developed to implement Act 1060 of 2003, "The Arkansas Poultry Feeding Operations Registration Act," codified at Arkansas Code Annotated §§ 15-20-901 et seq. This is the law that requires any facility with 2,500 or more birds to register with the Commission. Title 19 provides a framework for how registration should take place and clarifies the role of the District in registration.

Title 20: Rules Governing the Arkansas Nutrient Management Planner Certification Program.

Title 20 was developed to implement Act 1059 of 2003, "Arkansas Soil Nutrient Management Planner and Applicator Certification Act," codified at Arkansas Code Annotated §§ 15-20-1001 et seq. Title 20 concerns the certification of planners. (Title 21 below explains certification for applicators.) To write plans for Nutrient Surplus Areas, a planner must be certified. For other parts of the State, a planner does not have to be certified unless the person requesting a plan is applying for federal money and receipt of funds is contingent upon having a plan drafted by a certified planner. To be certified as a Nutrient Planner, an applicant must complete a training course, pass an examination demonstrating his or her proficiency as well as paying an examination fee, and pay a certification fee every three years. Certified Nutrient Planners will be required to attend four hours of continuing education every three years.

Title 21: Rules Governing the Arkansas Nutrient Management Applicator Certification Program.

Title 21 was also drafted in response to Act 1059 of 2003. This set of rules is intended for persons seeking Nutrient Applicator Certification. Generally, to apply nutrients from litter or commercial fertilizers in Nutrient Surplus Areas, an applicator must be certified. Applicators may either apply for Certified Private Applicator or Certified Commercial Applicator Certification. To be certified as a Private Applicator, an applicant must complete a training course and submit a certification fee every three years. To be certified as a Commercial Applicator, an applicant must complete a training course, pass an examination as well as paying an examination fee, and pay a certification fee every three years. Certified Commercial Applicators will be required to attend four hours of continuing education every three years.

Title 22: Rules Governing the Arkansas Soil Nutrient and Poultry Litter Application and Management Program.

Title 22 was developed to implement Act 1061 of 2003, "Arkansas Soil Nutrient Application and Poultry Litter Utilization Act," codified at Arkansas Code Annotated §§ 15-20-1101 et seq. This title describes how nutrients must be applied in Nutrient Surplus Areas and how to keep records of application. This title also includes the Protective Rate, which is a nutrient application rate for designated nutrients approved for usage by the Commission, that may be used by anyone who does not have a Nutrient Management Plan.